

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION

**LCP WEST MONROE, L.L.C.** \* **CIVIL ACTION NO. 17-0372**  
**VERSUS** \* **JUDGE TERRY A. DOUGHTY**  
**THE UNITED STATES OF AMERICA** \* **MAG. JUDGE KAREN L. HAYES**  
**AND SELECTIVE INSURANCE**  
**COMPANY OF THE SOUTHEAST**

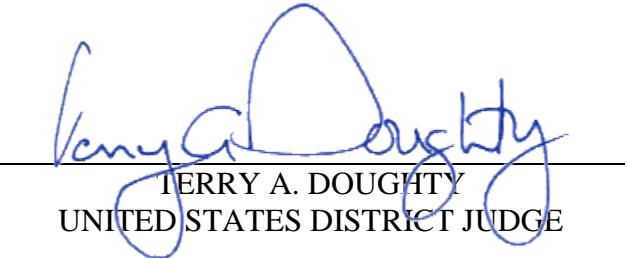
**J U D G M E N T**

The Report and Recommendation of the Magistrate Judge having been considered, together with the written objections thereto filed with this Court, and, after a *de novo* review of the record, finding that the Magistrate Judge's Report and Recommendation is correct and that judgment as recommended therein is warranted,

**IT IS ORDERED, ADJUDGED, AND DECREED** that the motion to dismiss for lack of subject matter jurisdiction [Doc. No. 33] filed by the United States is **GRANTED IN PART** and **DENIED IN PART**. The motion is **GRANTED** as to Plaintiff LCP West Monroe, L.L.C.'s ("LCP") (1) Count I claims, in their entirety, for losses associated with Building M and the Office Building, and (2) any theory of recovery asserted by LCP in Count II for losses associated with Buildings H, J, & L – apart from the lone claim authorized by 42 U.S.C. § 4072. These claims are **DISMISSED WITHOUT PREJUDICE**. The motion to dismiss is otherwise

**DENIED.**

MONROE, LOUISIANA, this 12<sup>th</sup> day of July, 2018.



A handwritten signature in blue ink, appearing to read "Terry A. Doughty", is written over a horizontal line. Below the signature, the name "TERRY A. DOUGHTY" is printed in a standard font, followed by "UNITED STATES DISTRICT JUDGE" in a slightly smaller font.